

1 Keith J. Tierney
10580 N. McCarran Blvd Bldg 115-403
2 Reno, NV 89503
Telephone (775) 622-3850
3 kjttrustee@charter.net
Trustee in Bankruptcy

4
5 UNITED STATES BANKRUPTCY COURT
6 DISTRICT OF NEVADA

7
8 IN RE:

CHAPTER 7
CASE NO: 09-52177

9 WES CONSTRUCTION COMPANY, INC.

Supplemental Ex parte Application
to pay fees and costs

10 Debtor(s).
11 _____/

No Hearing Required

12 Comes now Keith J. Tierney, Trustee, and files this application to pay Steve Bennyhoff
13 CPA an independent contractor fees and expenses.

14 1. This Court approved the continued employment of Mr. Benneyhoff on February 16,
15 2010 and has approved payment of two invoices.

16 2. This Trustee in the interest of maintaining current financial records for the
17 Bankruptcy Estate is now seeking pay Mr. Bennyhoff monthly.

18 3. The Trustee needs someone who is familiar with the accounting procedures and the
19 maintenance of all books and records of a construction company kept in the normal course
20 of business.

21 4. Steve Bennyhoff is a CPA and is qualified to perform the accounting services
22 required for this Bankruptcy Estate.

23 5. The hourly cost for the accounting services are billed at a reasonable rate per hour.

24 6. The Trustee believes that it is necessary to employ Steve Bennyhoff, CPA, on a
25 continuing basis and to pay his invoices monthly.

26 7. The Trustee believes that between \$80.00 and \$100 per hour is a reasonable amount
27 for the work involved.
28

1
2
3
4 Wherefore, the Trustee prays for an Order approving the payment of invoices 34, 35, 36 and
5 37 plus mileage for the month of May in the amount of \$4,959.00 and invoices 38, 39 and
6 40 for the partial month of June in the amount of \$2,972.86 for a total of \$7,931.86 and for
7 fees and costs to complete federal tax, payroll data for workman compensation audits and other
8 related work for the debtor. "Exhibit A".

9 Dated this 6th day of July, 2010.

10
11 /s/Keith J. Tierney
12 Keith J. Tierney , Trustee
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT A

INVOICE

Steve Bennyhoff
2835 Santa Ana Drive
Reno, NV 89502-4929

Date	Invoice No.
5/10/2010	34

Bill To: Keith Tierney, Trustee
10580 N. McCarran Blvd, Bldg 115-403
Reno, NV 89503

Hours	Date	Description	Price Each	Amount
4	5/3/2010	Move boxes of payroll and termination records to storage container Discuss moving remaining boxes to Puliz Storage w/Mark Smith Answer correspondence and return phone calls	\$ 80.00	\$ 320.00
4	5/4/2010	Organize paperwork and begin to box documents in anticipation of office move Set up template for payroll report by Workman Compensation classification codes	\$ 80.00	\$ 320.00
3	5/6/2010	Begin to compile monthly payroll information by Workman Compensation classification codes in anticipation of Workman Compensation audit by Builders Insurance Co.	\$ 80.00	\$ 240.00
3	5/7/2010	Discuss with Keith the logistics of moving out of office, other pertinent issues Check at UPS Store regarding setting up a PO Box Continue to compile monthly payroll information by Workman Compensation classification codes in preparation for Workman Compensation audit	\$ 80.00	\$ 240.00
TOTAL				\$ 1,120.00

INVOICE

Steve Bennyhoff
2835 Santa Ana Drive
Reno, NV 89502-4929

Date	Invoice No.
5/17/2010	35

Bill To: Keith Tierney, Trustee
10580 N. McCarran Blvd, Bldg 115-403
Reno, NV 89503

Hours	Date	Description	Price Each	Amount
3.5	5/10/2010	Discussions with Keith regarding moving of office Continue to compile payroll information for Workman Compensation audit	\$ 80.00	\$ 280.00
2	5/11/2010	Open up Post Office Box at Vassar St. Post Office Go to Puliz Storage Continue to box documents in preparation of office move	\$ 80.00	\$ 160.00
4.5	5/12/2010	Make appointment to meet with Ryan Puliz on Monday Call Cason Gongaware regarding his 401K account Load boxes of all documents and move out of building	\$ 80.00	\$ 360.00
2	5/13/2010	Meet with Roy to inspect office that is being vacated Discuss paperwork for Cason Gongaware with Lisa Note: Change in hourly rate due to moving to home office to cover associated overhead costs	\$ 100.00	\$ 200.00
		<u>Out-of-pocket costs</u> Six month rental of PO Box for WES Construction		\$ 50.00
TOTAL				\$ 1,050.00

INVOICE

Steve Bennyhoff
2835 Santa Ana Drive
Reno, NV 89502-4929

Date	Invoice No.
5/24/2010	36

Bill To: Keith Tierney, Trustee
10580 N. McCarran Blvd, Bldg 115-403
Reno, NV 89503

Hours	Date	Description	Price Each	Amount
2	5/17/2010	Meet w/Ryan Puliz about storing remaining boxes Discuss with Keith my meeting with Ryan Puliz Send email to Roy & Mark about meeting with Ryan Puliz	\$ 100.00	\$ 200.00
1.5	5/18/2010	Check Post Office Box for mail Evaluate Stor-All Self-Storage Contact Keith regarding my critique of Stor-All Self-Storage	\$ 100.00	\$ 150.00
5.5	5/20/2010	Contact Roy updating him about status of removal of boxes Continue to compile payroll information in preparation of Workman Compensation audit	\$ 100.00	\$ 550.00
4	5/21/2010	Travel to and from Post Office to check for mail and to the former office to pick up held mail Continue to compile payroll information in preparation of Workman Compensation audit	\$ 100.00	\$ 400.00
TOTAL				\$ 1,300.00

INVOICE

Steve Bennyhoff
2835 Santa Ana Drive
Reno, NV 89502-4929

Date	Invoice No.
6/1/2010	37

Bill To: Keith Tierney, Trustee
10580 N. McCarran Blvd, Bldg 115-403
Reno, NV 89503

Hours	Date	Description	Price Each	Amount
4	5/24/2010	Coordinate rental of storage space w/Keith Continue to compile information in preparation of Workman Compensation audit	\$ 100.00	\$ 400.00
3.5	5/25/2010	Continue to compile payroll information in preparation of Workman Compensation audit	\$ 100.00	\$ 350.00
4	5/26/2010	Obtain rental agreement from Stor-All Self-Storage Meet w/Keith to discuss pending issues	\$ 100.00	\$ 400.00
2.5	5/27/2010	Locate documents and data for Keith	\$ 100.00	\$ 250.00
3.5	5/28/2010	Install Virtual Machine (VM) software to be able to access data stored on external hard drive Search for Lightning Auction correspondence Work to access Quick Books from external drive		
		<u>Out-of-pocket expenses:</u> Mileage for May (see log for detail)		\$ 89.00
TOTAL				\$ 1,489.00

Steve Bennyhoff's Mileage Log		
May, 2010		
<u>Date</u>	<u>Purpose</u>	<u>Mileage</u>
5/7/2010	Check at UPS Store about opening up PO Box	10
5/11/2010	Pick up application for PO Box at Vassar St. Post Office	5
5/12/2010	Make trips to move office from Parr Circle to home office	40
5/12/2010	Rent PO Box at Vassar St. Post Office	5
5/13/2010	Go to Parr Circle office to turn keys over to Roy	20
5/18/2010	Travel to and from P.O. and Stor-All Storage Units	30
5/21/2010	Travel to and from P.O. and former office to pick up held mail	21
5/26/2010	Travel to and from Stor-All Self-Storage to obtain contract, then to Vassar St. Post Office to check box for mail	23
5/26/2010	Meeting w/Keith to sign storage space contract, discuss issues	12
5/27/2010	Deliver documents to Keith	12
		178

INVOICE

Steve Bennyhoff
 2835 Santa Ana Drive
 Reno, NV 89502-4929

Date	Invoice No.
6/7/2010	38

Bill To: Keith Tierney, Trustee
 10580 N. McCarran Blvd, Bldg 115-403
 Reno, NV 89503

Hours	Date	Description	Price Each	Amount
6	6/1/2010	Move boxes to Stor-All Self-Storage	\$ 20.00	\$ 120.00
3.5	6/2/2010	Meet w/Keith & Brian Barger Go to Stor-All Self-Storage to pay for storage unit Work on spreadsheet for WC audit	\$ 100.00	\$ 350.00
1.5	6/3/2010	Meet w/Keith & Jeff Hartman Review financial information from Roy Walker	\$ 100.00	\$ 150.00
1	6/4/2010	Work with Hartman on affidavit Pick up mail at Post Office on Vassar Street	\$ 100.00	\$ 100.00
		<u>Out-of-pocket expenses:</u>		
		Gas for truck to move boxes		\$ 2.86
TOTAL				\$ 722.86

INVOICE

Steve Bennyhoff
 2835 Santa Ana Drive
 Reno, NV 89502-4929

Date	Invoice No.
6/14/2010	39

Bill To: Keith Tierney, Trustee
 10580 N. McCarran Blvd, Bldg 115-403
 Reno, NV 89503

Hours	Date	Description	Price Each	Amount
1	6/8/2010	Work on spreadsheet for Workan Compensation audit Pick up mail at Post Office on Vassar St.	\$ 100.00	\$ 100.00
4	6/9/2010	Meet w/Keith to discuss bankruptcy issues Work on spreadsheet for Workan Compensation audit	\$ 100.00	\$ 400.00
2	6/10/2010	Work on spreadsheet for Workan Compensation audit	\$ 100.00	\$ 200.00
4.5	6/11/2010	Work on spreadsheet for Workan Compensation audit Update Heritage Bank VISA spreadsheet Pick up mail at Post Office on Vassar Street	\$ 100.00	\$ 450.00
			TOTAL	\$ 1,150.00

INVOICE

Steve Bennyhoff
 2835 Santa Ana Drive
 Reno, NV 89502-4929

Date	Invoice No.
6/21/2010	40

Bill To: Keith Tierney, Trustee
 10580 N. McCarran Blvd, Bldg 115-403
 Reno, NV 89503

Hours	Date	Description	Price Each	Amount
4.5	6/14/2010	Finish spreadsheet for Workman Compensation audit Adjust payroll records as needed	\$ 100.00	\$ 450.00
4.5	6/15/2010	Contact Workman Compensation auditor and sent the spreadsheet that I have been working on Work to recast payroll reports for Nevada Unemployment office which were done incorrectly Pick up mail at Vassar Street Post Office	\$ 100.00	\$ 450.00
1	6/16/2010	Open mail and prepare correspondence in response, as needed	\$ 100.00	\$ 100.00
1	6/17/2010	Go to former office and sign documents for Lisa Ohlhauser Pick up mail at Post Office on Vassar Street	\$ 100.00	\$ 100.00
1	6/18/2010	Open mail and prepare correspondence in response Contact Norther Nevada Business Weekly and cancel subscription		
TOTAL				\$ 1,100.00